G. R. S. IX-5]

Previous references.

Legis 40-13-1

Later references.

1920.

(Legis)

File No. 13-20

Serial Nos. (pages 1-10)

PRESERVED

GENERAL AND REVENUE SECRETARIAT.

~~*Serial Nos.*~~ pages 1 (1-10)

Part B for October 1920.

SUBJECT.

Amendment of the definition of clear days for the purpose of the Rules of Business of the Legislative Council

WD 2238—GPB—20,000—14-6-20

of business d.c
very clear days

The Chief Secy
has ordered that
partial holidays
shd not be exclusive
of that week possible
might be made
clear by amending
the rule
Please work
up the point

D. M.
V/A

G.R.S. 11] 1990.

GENERAL AND REVENUE SECRETARIAT

Leg

NOTES.

File No. 13-20

FILE HEADING.

Amendment of the definition of clear days for the purpose of the Rules of Business of the Legislative Council.

From

R. 1 of the Rules

No.	Dated	Received

Diary No.	Enclos.	Spare Copies	Serial No

BRIEF ABSTRACT OF LETTER.

NOTES AND ORDERS.

NOTES—First sheet.

GPB—15,000—24-4-09

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Subs

2) These Rules have been framed ~~in exercise~~ under S. 11 of the Regn. and ~~these~~ under Sub section (2) of this section, the Rules ~~can~~ ~~shall~~ remain in force until ~~they~~ are replaced or amended by Rules framed under Sub-section (1) i.e by a Rule made at the meeting of the Council by the Legislative Council.

3) ~~Then~~ the motion to amend the Rule about "Clear days" can only be brought up

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

at the next meeting of the Council.

4) But in S. 11 there is the proviso that Govt may disallow all or any of the rules.

Subst. for words

5) If an amendment has to be brought up at the next meeting it may be as follows, namely

"For holidays in rule 1, substitute 'general holidays'".

Subst. for words

6) Please put up the Cantonment discussions of the points as previous occasions relating to amendments of Rules of the L.C.

D.M. 11/5

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Send with Legs file
40-13 ~~containing~~ re
relating to the amend-
ment of the rules for
the conduct of business
of the Legislative Council

by
4/6/15

8) Please include
this for the next meeting
in June.

9) Is Govt's concurrence necessary
for the amendment?

D. M.
16/5/15

Members orders on Exec
Agenda file for 15th June

---

10) Motion for the amendment
of Rules of business may
be for the present be
omitted as the question
has to be further
examined I find that

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

In Bombay Rules, Sundays and holidays are not excluded from the computation of the number of clear days. The same rule prevails in Bengal. I believe we have followed the Madras Rules. But it seems to me that the Bombay and Bengal rules are more convenient. The subject may be further examined and taken up at another meeting of the Legislative Council

Initd / M.H.H.
31.5.20

N.B. -Should routine notes be written on small slips, the notes must be copied, or slips pasted on form.

General and Revenue Secretariat. | File No. of 191

Serial No.

11) Subd: with references.
The corresponding Rule in Madras is as follows:—
"In the computation of "clear days" Sundays and holidays are not excluded
P. 86 of the Madras manual
The Rule in ~~Bengal~~ Bombay is
P. 195 of Bombay manual
"The expression "clear days" includes Sundays and holidays

12) There is no such definition in the Bengal Rules. Wherever a time limit is fixed, the expression "clear days" is not used. What is required is only a certain number of days' notice

13) In the rules as framed under our Regulation the Rules is stated as follows:—
"In the computation of "clear days" Sundays & holidays are not included". (Please See page 26 of the printed collection Legi. 47-06).

14) It is not clear from the file why such a ~~rule~~ definition

NOTE—Contd. above.

P. T. O.

Serial No.

was adopted in our Rules
~~for orders~~

~~(a)~~ 15) If "clear days" include Sundays and holidays, members will get more time to send in Questions & Resolutions, Bills & ~~c~~ reports can be published, ~~under~~ ~~Rule 3~~ with shorter notice under Rules 33 & 46 and agenda can be issued to members later than what is ~~done~~ required to be done now. While members will get an advantage in regard to the ~~time limit~~ notice required for questions and resolutions, they may complain about the shortening of the period that will be available for them for the study of Bills, select Committee Reports and the agenda

16) It is therefore a point for consideration whether our rule has to be changed ~~so~~ so as to be in line with that of the British Indian Legislature

Submitted for orders.

C&G
7/7

NOTE—Contn. sheet.

G. R. S. III-2]

D. 3447

General and Revenue Secretariat. | File No. | of 191

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17) In the Travancore Rules also Sundays and holidays are not excluded.

18) Thus all the practice elsewhere is uniform, viz to include Sundays & holidays in the computation of clear days. Our rule may perhaps be amended by substituting 'excluded' for 'included'

19) Please put up a draft amend. D.M. 14/8

20) Submit with a draft amend. ment.

21) Submit for approval D.M. 28/8 28/8

Chief Secy
III Member

22) Please put up the connected file in which my note of the 31st May appears. D.M. 29

1819 13-9-20

23) The connected file is put up. Please see flag J. D.M. 13/9 R. 14/9 14/9

III Member. D.M. 1/10

24) Inclusion of Sundays & holidays in the computation of the general rule - para 1 (a) (iii) has been

Amendment of the definition
"Clear days" for the purposes
the Rules of Business of the Legl. Council

G. R. S. III-2]

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proposed changes will be moved by the
hon'ble Special Members. In this respect
it is advantageous to those need in Tamil
it is not. I think the matter
may be dropped.

Hon'ble
3/10/
D. M.
4/10

Subd.
25) The papers will be replied.
Apr
5/10

26) Yes.
D. M.
10/10/20

NOTE.—Contn. sheet.

G.R.S. 27]

GENERAL AND REVENUE
SECRETARIAT.

(Continuation sheet draft form.)

Rules for the Conduct of business at meetings of the Legislature council

Amendment of Rule 1.

In rule 1 of the Rules for the Conduct of business at the meetings of the Legislative Council, for the word "included occurring at the end of the rule, the word "excluded shall be substituted.

Draft